

SENATE BILL No. 18

DIGEST OF INTRODUCED BILL

Citations Affected: IC 9-13-2; IC 9-21-8-58; IC 9-24-11-0.5.

Synopsis: Texting while driving. Provides that it is a Class C infraction if a person uses a telecommunications device to transmit a text message or electronic mail message while operating a moving motor vehicle. Repeals current definition of "telecommunications device".

Effective: July 1, 2010.

Holdman

January 5, 2010, read first time and referred to Committee on Corrections, Criminal, and Civil Matters.

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Second Regular Session 116th General Assembly (2010)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2009 Regular and Special Sessions of the General Assembly.

SENATE BILL No. 18

A BILL FOR AN ACT to amend the Indiana Code concerning motor vehicles.

Be it enacted by the General Assembly of the State of Indiana:

1 SECTION 1. IC 9-13-2-177.3, AS ADDED BY P.L.101-2009,
2 SECTION 2, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
3 JULY 1, 2010]: Sec. 177.3. "Telecommunications device", for purposes
4 of **IC 9-21-8** and IC 9-24-11-3.3, ~~has the meaning set forth in~~
5 ~~IC 9-24-11-0.5; means an electronic or digital telecommunications~~
6 **device. The term includes a:**

- 7 (1) **wireless telephone;**
8 (2) **personal digital assistant;**
9 (3) **pager; or**
10 (4) **text messaging device.**

11 SECTION 2. IC 9-13-2-177.4 IS ADDED TO THE INDIANA
12 CODE AS A **NEW** SECTION TO READ AS FOLLOWS
13 [EFFECTIVE JULY 1, 2010]: **Sec. 177.4. "Text message", for**
14 **purposes of IC 9-21-8, means a communication in the form of**
15 **electronic text sent from a telecommunications device.**

16 SECTION 3. IC 9-21-8-58 IS ADDED TO THE INDIANA CODE
17 AS A **NEW** SECTION TO READ AS FOLLOWS [EFFECTIVE JULY



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1 1, 2010]: **Sec. 58. A person may not use a telecommunications**
2 **device to transmit a text message or electronic mail message while**
3 **operating a moving motor vehicle.**

4 SECTION 4. IC 9-24-11-0.5 IS REPEALED [EFFECTIVE JULY
5 1, 2010].

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